

STATE BOARD OF MASSAGE THERAPY

March 7, 2011

MINUTES

I. CALL TO ORDER AND ESTABLISHMENT OF QUORUM

The meeting was called to order at 11:09 a.m. in conference room W064 of the Indiana Professional Licensing Agency, 402 W. Washington Street, Indianapolis, IN 46204. A quorum was established.

Members Present:

Roger Reeves, Chair
Barbara Lis, Vice-Chair
Deborah Ellis, Member
Ann Botka, Member
Christopher Johnson, Member

Members Absent:

None

State Officials Present:

Andre Phillips, Assistant Board Director, Indiana Professional Licensing Agency
Elizabeth Brown, Board Advisory Council, Office of the Attorney General

II. ADOPTION OF THE AGENDA

A motion was made and seconded to adopt the agenda, as amended.

Lis/Johnson

5/0/0 Motion carried

III. ADOPTION OF THE MINUTES FROM THE DECEMBER 6, 2010 MEETING OF THE BOARD

A motion was made and seconded to adopt the minutes from the December 6, 2010 meeting, as amended.

Lis/Reeves

5/0/0 Motion carried

V. PERSONAL APPEARANCES

- A. Michelle Weems did not personally appear before the Board to answer questions regarding her positive response application. The Board staff will request that she appear at the June 2011 meeting.
- B. Liping Li did not personally appear before the Board to answer questions regarding her positive response application. The Board staff will request that she appear at the June 2011 meeting.
- C. Hellena Smith did personally appear before the Board for her regularly scheduled appearance. Ms. Smith is in compliance with her probationary terms. She is attending 3 to 4 meetings per week. Ms. Smith may request a modification of her probationary at the next meeting.

VII. NOTICE OF PROPOSED DEFAULT

- A. **In the matter of the certification of Hye Suk Cruze, Certification No. MT20903217**
Administrative Cause Number: 2010 SBMT 0008
Re: Notice of Proposed Default

Parties and Counsel Present:
Amanda Bailor, OAG

Witnesses:
No witnesses

Participating Board Members:
Roger Reeves
Deborah Ellis
Barbara Lis
Anne Botka
Christopher Johnson

Court Reporter:
Lindy Meyer

Case Summary: On October 19, 2010 the Office of the Attorney General filed a formal complaint with the Board against the Respondent's certification to practice massage therapy in the State of Indiana. The complaint was filed based on the respondent's arrest for and charge of prostitution in Allen County, Indiana. On December 6, 2010 the Board issued an order of Proposed Default.

Resolution: The Attorney General's office issued a proposed settlement agreement for the Board's review. A motion was made and seconded to the proposed settlement agreement of permanent revocation of her certification.

Lis/Botka

5/0/0 Motion carried

B. In the matter of the certification of Grace Li, Certification No: MT20903220

Administrative Cause Number: 2010 SBMT 0009

Re: Notice of Proposed Default

Parties and Counsel Present:

Amanda Bailor, OAG

Witnesses:

No witnesses

Participating Board Members:

Roger Reeves

Deborah Ellis

Barbara Lis

Anne Botka

Christopher Johnson

Court Reporter:

Lindy Meyer

Case Summary: On October 19, 2010 the Office of the Attorney General filed a formal complaint with the Board against the Respondent's certification to practice massage therapy in the State of Indiana. The complaint was filed based on the respondent's discipline in the State of Pennsylvania for failure to renew her Pennsylvania license and practicing while expired from January 31, 2008 through August 11, 2009. On December 6, 2010 the Board issued an order of Proposed Default.

Resolution: State moves to withdraw the Notice of Proposed Default filed on December 13, 2010. A Motion For Leave to Amend Complaint was filed by the Attorney General on March 1, 2011.

A motion was made and seconded to amend complaint and withdraw the notice of proposed complaint.

Ellis/Reeves

5/0/0 Motion carried

VIII. REVIEW OF APPLICATIONS

A. Alan Gilmore

Re: Positive Response

A motion was made and seconded to approve the positive response application of Alan Gilmore on probationary status until the next renewal in 2013. Mr. Gilmore must keep the board advised of all contact information, and employment in the field of massage therapy.

Botka/Ellis
5/0/0 Motion carried

B. Dale Braun

Re: Grandfathering application

A motion was made and seconded to deny the grandfathering application of Dale Braun based on the fact that Mr. Braun missed the grandfathering deadline.

Ellis/Lis
5/0/0 Motion carried

C. Korine Abernathy (Kakasuleff)

Ms. Abernathy wrote a letter asking for a continuance. The board granted a continuance and requested that a letter be sent stating this is the last continuance for a hearing. If she fails to appear again the Board will issue an Order to Show Cause.

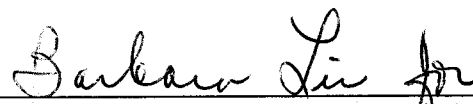
DISCUSSION ITEMS

A. Wesley Fredell letter

Mr. Fredell's letter regarding the statutory insurance requirement was discussed. Because there is currently no "inactive" status and it is a statutory requirement, anyone with an "active" massage therapy certification must maintain their insurance.

ADJOURNMENT

There being no further business, and having completed its duties, the meeting of the State Board of Massage Therapy adjourned at 12:26 p.m.



Roger Reeves, Chair